

COPY

Mr. Rickey E. Byam  
43 West 30th  
Spokane, Washington 99203



**STATE OF WASHINGTON  
CERTIFICATE OF WATER RIGHT**

**Document Title:** Certificate of Water Right

**Agency:** Department of Ecology  
Eastern Regional Office  
4601 North Monroe  
Spokane, WA 99205-1295

**Applicant:** Rickey E. Byam  
43 West 30th  
Spokane, Washington 99203

**Reference Number:**

PRIORITY DATE	APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
October 13, 1992	S3-29317	S3-29317P	S3-29317C

*This is to certify that the herein named applicant has made proof to the satisfaction of the Department of Ecology of a right to the use of the public waters of the State of Washington as herein defined, and under and specifically subject to the provisions contained in the Permit issued by the Department of Ecology, and that said right to the use of said waters has been perfected in accordance with the laws of the State of Washington, and is hereby confirmed by the Department of Ecology and entered of record as shown, but is limited to an amount actually beneficially used.*

**PUBLIC WATERS TO BE APPROPRIATED**

SOURCE	TRIBUTARY OF (IF SURFACE WATERS)		
Pend Oreille River	Columbia River		
MAX. CUBIC FEET PER SECOND	MAX. GALLONS PER MINUTE	MAX. ACRE-FEET PER YEAR	
0.02		2.14	

QUANTITY, TYPE OF USE, PERIOD OF USE

0.02 cubic feet per second, 2.14 acre feet per year, from April 1 to October 1, each year, for the irrigation of 1 acre.

**LEGAL DESCRIPTION OF LOCATION OF DIVERSION/WITHDRAWAL**

¼ ¼	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	W.R.I.A.	COUNTY
SW¼SW¼	7	34	44 E.	62	Pend Oreille

PARCEL #: 443407530017

ADDITIONAL LEGAL IS ON PAGE 2

**LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED**

¼ ¼	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	W.R.I.A.	COUNTY
SW¼SW¼	7	34	44 E.	62	Pend Oreille

PARCEL #: 443407530017

ADDITIONAL LEGAL IS ON PAGE 2



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CONTINUED LEGAL DESCRIPTION FOR LOCATION OF DIVERSION/WITHDRAWAL

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Lot 4, Block 2 of Riverbend Estates.

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CONTINUED LEGAL DESCRIPTION FOR PROPERTY ON WHICH WATER IS TO BE USED

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Lot 4, Block 2, Riverbend Estates being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Sec. 7, T. 34 N., R. 44 E.W.M., Pend Oreille County, Washington

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PROVISIONS

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At such time that the Department of Ecology determines that regulation a management of the subject waters is necessary and in the public interest, an approved measuring device shall be installed and maintained in accordance with RCW 90.03.360 or WAC 508-64-020 through WAC 508-64-040.

The amount of water granted is a maximum limit that shall not be exceeded and the water user shall be entitled only to that amount of water within the specified limit that is beneficially used and required for the actual crop grown on the number of acres and the place of use specified.

This authorization to make use of public waters of the state is subject to existing rights, including any existing rights held by the United States for the benefit of Indians under treaty or otherwise.

Nothing in this authorization shall be construed as satisfying other applicable federal, state, or local statutes, ordinances, or regulations.

This certificate shall be issued subject to Washington Departments of Fisheries and Wildlife screening criteria as outlined in a Hydraulic Project Approval. Please contact the Department of Fisheries, 115 General Administration Building, AX-11, Olympia, WA 98504, Attention: Habitat Management Division, Phone (206) 753-6600; or the Department of Wildlife, 600 Capitol Way North, Mail Stop GJ-11, Olympia, Washington 98501-1091, Attention: Habitat Management Division, Phone (206) 753-3318, to obtain specific requirements for your project.

This authorization to use public waters of the state is classified as a Family Farm Certificate in accordance with Chapter 90.66 RCW (Initiative Measure No. 59). This means the land being irrigated under this authorization shall comply with the following definition: Family Farm - a geographic area including not more than 2,000 acres of irrigated agricultural lands, whether contiguous or noncontiguous, the controlling interest in which is held by a person having a controlling interest in no more than 2,000 acres of irrigated agricultural lands in the State of Washington which are irrigated under water rights acquired after December 8, 1977. Furthermore, the land being irrigated under this authorization must continue to conform to the definition of a family farm.

*The right to use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, except as provided in RCW 90.03.380, 90.03.390, and 90.44.020.*


**This certificate of water right is specifically subject to relinquishment for non-use of water as provided in RCW 90.14.180.**

*Given under my hand and the seal of this office at Spokane, Washington,  
this 15th day of January, 1999.*



ENGINEERING DATA  
OK cac  
ECY 040-1-2 (Rev. 8-97)

Tom Fitzsimmons, Director  
Department of Ecology

By   
George B. Schlender, Section Manager